

F.No.SRO/NCTE/APSO0520/B.Ed/TS/2019/ 106867-6869

Date: 15 JUL 2019

FINAL SHOW CAUSE NOTICE U/S 17

WHEREAS, Sri Sai College of Education, Munipally, Jakranpally Mandal, Nizamabad District – 503001, Telangana State run by St. Dominic Educational Society, Keshapur Road, Bardipur Village, Dichpally Mandal, Nizamabad District, Telangana State was granted recognition on 23.03.2001 for offering B.Ed. course with an annual intake of 120 students from the academic session 2000-2001.

2. **AND WHEREAS**, Revised recognition order was issued to the institution on 12.05.2015 with an annual intake of 100 students with a condition that the institution has not shifted to its own premises.

3. **AND WHEREAS**, The institution has submitted its written representation on 09.11.2015 along with staff list which is not approved by affiliation body and affidavits of staffs. The SRC in its 315th meeting held on 17th& 18th June, 2016 considered the institution written representation and it has decided to issue show cause notice for the following ground;

1. They have shifted without NCTE approval.
2. They have not given any documents. They have given a faculty list; it is in the prescribed format. But it is not approved. They have not even given the title deed.
3. We cannot therefore, cause inspection.

4. **AND WHEREAS**, as per the decision of SRC, a show cause notice was issued to the institution on 12.7.2016. **The institution has not submitted reply till date.** Now, this office has received an inspection report from Directorate of Academic Audit, Nizamabad on 23.7.2018 and stating as under;

“Sri Sai college of Education, Nizamabad, established in 2000 is still running in leased building which is against NCTE norms. Every year they are requesting to extend provisional affiliating stating that they will construct their own building in the next academic year. Therefore, not recommended for extension provisional affiliation for the academic year 2018-19.

- Details of Inspection Committee Report for not recommending to extend provisional affiliation to Sri Sai College of Education, Nizamabad, for the academic year 2018-19 (Established in 2000):
- Sri Sai College of Education is running in the premises of Chitanya High School, Kotagally, Varni Road, Nizamabad in leased building without permission from NCTE, which is against NCTE & TU norms. Actually, NCTE granted permission to start the college at Municipally Village, Jakranpally Mandal, Nizamabad. In 2013 itself, when affiliated to TU

they were granted extension for provisional affiliation subject to construction of their own college the college with NCTE permission.

- Original land documents and latest Encumbrance Certificate of land particulars are not shown.
- In 2016-17 TU affiliation was not extended but they have given an undertaking on the bond paper stating that they will shift B.Ed College to their own building at Municipally Village in the next academic year and in 2017-18, College has given an undertaking on hundred rupees bond paper stating "I will shift the college into our own building for the next academic year 2018-19, otherwise affiliation of this college to Telangana University will be automatically cancelled".
- Labs are not sufficient and not up to the marks.
- Journals are not procured.
- Furniture of college belongs to Chaitanya High School.
- Only 6 faculty members are ratified instead of (1+15) faculty. Principal Mr. K. Mall Reddy has crossed 70 years (DOB 05.09.1047) and hence no eligible as per NCTE & TU norms As per 2014 NCTE norms Principal should be appointed along with required no. Of staff."

5. **AND WHEREAS**, A court order has been received from Hon'ble High Court of Hyderabad on 21/8/2018 in I.A No: 1 of 2018 in W.P. No 26937 of 2018 filed by Sri Sai College of Education, Nizamabad. The court order stating as under.

"The case of the petitioner college is that their college name was not included in the final phase of counseling for admission into B.Ed. course for the academic year 2018-19, though their name was found in the list of affiliated colleges for the academic year 2018-2019.

Learned Standing Counsel appearing for Telangana University submits that the petitioner college do not own buildings for running the institution; and that for the academic year 2017-18 also the petitioner college have given an undertaking that they will move into their own building for the next academic year ie., 2018-19. But, again this academic year also they have not shifted into their own building, as such, their names are not included, and the affiliation was granted only in respect of second year; and that they cannot violate their own undertaking given for the academic year 2017-18.

Learned counsel for the petitioner submits that having granted affiliation they cannot refuse to include the petitioner college for final phase counseling.

A perusal of the proceedings filed in W.P.No 26482 of 2018 goes to show that petitioner's college was granted affiliation. It is not indicated in the said proceedings that the affiliation in only in respect of second year. It is simply stated that "particulars of University and its affiliated colleges for the academic years 208-19.

However, learned counsel for the petitioner submits that by the next academic year they will move into their own building, failing which it is open for the respondents to cancel their affiliation.

In view of the aforesaid facts and circumstances, since already affiliation proceedings are filed before this Court showing the names of petitioner college at serial No. 7 and college code as 5288, there shall be interim direction as prayed for. However, petition's counsel states that they will not under any circumstances seek similar relief for the next academic year. The same is recorded."

The report of the inspection committee is placed in the file.

6. **AND WHEREAS**, the SRC in its 363rd meeting held on 17th to 19th September, 2018 considered the matter and decided as under;

1. The Court has virtually granted permission to run the programme during 2018-19 even for the first year.
2. We have to proceed on that basis.
3. Right from the start they have been fooling us and the University. They deserve to be dealt with strictly.
4. The issues to pursue on particular are:
 - (i) They have to submit all documents especially the latest EC.
 - (ii) They have to submit the title deeds in particular.
 - (iii) We cannot accept their continuance in the school building. They have to have their own premises in Municipally.
 - (iv) They shall submit the latest approved Faculty List for 1 + 15 not just 6. Recruitments made after 09.06.17 shall conform to the amendments made on that date.
 - (v) It has to be stressed that the strength is fixed at 2 units (i.e., 100 students) in the RPRO.
 - (vi) Labs & classes shall have the prescribed minimum dimensions.
 - (vii) They cannot be using furniture borrowed from the school.
 - (viii) They shall shift to own premises during 2018-19 itself. Otherwise, recognition will have to be withdrawn and the 2nd year students may have to be adjusted in some other college. The admissions in 2018-19 will be subject to this understanding.
5. The Principal is overaged and is, therefore, not qualified.
6. Collect fees and prepare for causing inspection.
- 6.1 We must advise the VT clearly about the deficiencies festering.
7. Collect all relevant documents for scrutiny before VT Inspection.
8. Keep the University informed.
9. Keep our lawyer informed so that he can duly apprise the court of the correct facts if & when the need arises.

7. **AND WHEREAS**, a letter was issued to the institution on 11.10.2018. The SRC in its 365th meeting held on 31st October to 1st November, 2018 considered the matter and decided as under;

1. This is a RPRO case of B.Ed. (1 Unit) course.
- 1.1 We had examined the case in detail and listed the issues for attention in our 363rd meeting.
- 2.2 SRO should carefully pursue them.
3. Our Lawyer has advised appeal in this case. No particular advantage will flow from the appeal. We had not file an appeal.
- 4.1 Collect fees and can be inspection.
- 4.2 W.r.t. our summary minutes of the 363rd meeting, list out the points for careful attention by the V.P.
5. Put up in the 367th meeting.

8. **AND WHEREAS**, the institution submitted its reply vide letter dated 22.4.2019 received on 25.4.2019. The SRC in its 377th meeting held on 03rd – 04th July, 2019 considered the matter and decided as under;

The original files of the Institution alongwith other related documents, NCTE Act, 1993, Regulations Guidelines issued by NCTE from time to time and documents furnished by the institution were carefully considered by the SRC and the following observations were made:-

- (i) The Committee observed that the Management under reference has not constructed permanent exclusive building as per NCTE norms. Instead they want to shift the institution from its temporary accommodation (school) to their Engineering College which is not functioning. As the Building of the institution is not constructed as per NCTE norms and the Management made a wrong information to the Committee by submitting a different building plan and BCC without constructing a building which is viewed by the Committee as a serious lapse on the part of the Management. If the Management constructed a new exclusive building they might have gone for shifting instead of seeking clarification from the NCTE.

In addition to the above, the Committee also observed the following deficiencies, therefore, the institution is required to submit its reply in the matter and also required to submit the following documents:-

1. The institution has not submitted a certified copy of land documents. The institution is required to submit certified copy of land documents issued by concerned Tehsildar /Revenue Officer. (If the same are in Regional Language the institution is also required to submit notarised copy of English version of land documents)
2. The institution is required to submit a attested/notarised copy of the approved Building Plan (if institution is running more than one Teacher Education programme, it shall be required to submit an exclusive earmarked building plan for each of the recognised Teacher Education programme)
3. A attested/notarised copy of site plan/land continuity certificate issued by the competent authority showing all the plot/Survey No. mentioned in the land documents in one location alongwith land area and built up area.
4. The institution is required to submit a attested/notarised copy of latest Non Encumbrance Certificate issued by the Competent Authority.
5. The institution has not submitted a copy of Building Completion Certificate. The Institution is required to submit an attested/notarised copy of Building Completion Certificate issued by the competent authority.
6. The institution has not submitted Staff list as per the prescribed Format duly approved by Registrar of the affiliating body. The institution is required to submit Staff list duly approved by the Registrar of the affiliating body as per the prescribed Format. (In case the institution is running more than one teacher education programme, it is required to submit staff list duly approved by the Affiliating body for each of the recognised teacher education programme being run by the Institution.)
7. The institution has not submitted original FDRs to the SRC, NCTE The institution is required to submit a "Form A" issued by the respective Bank Manger towards creation of FDR of Rs.7 lakh and 5 lakh, totalling Rs.12 lakh towards Endowment Fund & Reserve Fund into joint account for a duration of 5 years alogwith a copy of the FDRs
8. Details of Teacher Education programme (s) being run by the Institution in the same campus

Name & address of the teacher education programme	Recognition Order No. & date	Course	Intake
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(A copy of recognised order issued by the SRC be attached by the institution).

9. Details of other programme(s) (if any) being run by the institution in the same campus

Name of the Institution & course	Name of the Course	Intake/unit(s)	Year starting	of	Affiliating body
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10. Details of total land & built up area for all the recognised Teacher Education programme/other programme (if any) being run by the Institution in the same campus

Name of the programme	Sy./No.	Land Area	Built up area
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11. Domain name of the website being run by the institution.

Therefore, the Committee decided to issue Final Show Cause Notice u/s 17 of NCTE Act, 1993 before withdrawal of the recognition on the grounds mentioned above to the institution. The institution is required to submit the documents within 21 days from the date of issue of Final Show Cause Notice.

9. Accordingly, the Southern Regional Committee decided that a Final Show Cause Notice u/s 17 of the NCTE Act issued to the institution to submit its representation/reply to the observations noted by the Regional Committee

10. **NOW, THEREFORE**, the institution is required to submit the representation/compliance accompanied with an affidavit from the authorized representation of the Management. The representation along with an affidavit must reach this office within the time specified at the end.

11. In case the reply submitted is incomplete or factually incorrect or not received in this office by the date mentioned at the end of this letter, then proceedings under Section 17(1) of the NCTE Act shall be brought to logical conclusion without any further opportunity provided in the matter whatsoever.

12. It is expected that your reply shall reach this office through Courier/Registered AD/Speed Post only. NCTE does not expect applicants to personally visit the RC Office for any reason whatsoever.

13. Your reply, complete in all respects must reach this office on or before 03.08.2019.

14. Receipt of this Notice may please be acknowledged.


(Dr. Anil Kumar Sharma)
Regional Director

To,

- (i) **The Principal,**
Sri Sai College of Education,
Munipally, Jakranpally Mandal,
Nizamabad District – 503001,
Telangana State.

(106867)

Copy to:

106868) 1. **The Secretary, St. Dominic Educational Socceity, Keshapur Road, Bardipur Village, Dichpally Mandal, Nizamabad District, Telangana State.**

06869) 2. **The Registrar, Telangana University, Dichpally, Nizamabad-503322, Telangana State.**

15/7/18
Regional Director